

PUBLIC MEETING
March 2, 2010
MINUTES

Chairman Mike Murray called the meeting to order at 9 a.m.

Commissioners Derek Brown and Andy Hunthausen were present. Others attending all or a portion of the meeting included Eric Bryson, K. Paul Stahl, Katie Jerstad, Kelly Blake, Michele Peterson, Mike Henderson, Lindsay Morgan, Christal Ness, Michael McHugh, Rebecca Shaw, Jerry Christison, Jack Walsh, Mark Simonich, Steve Skinner and Rita Cortright, Recording Secretary.

Pledge of Allegiance. Everyone recited the Pledge.

Consent Action Items. (Eric Bryson)

- a. Public Meeting Minutes for February 2 and February 4, 2010. (Carole Byrnes)
- b. Resolution 2010-72 Ordering a Refund of Taxes/Fees/Assessments Paid by Michele L. Brodersen, Timothy J. Lovely and Jeffrey M. Lovely in the amount of \$71.89. (Cheryl Green)
- c. Resolution 2010-73 Ordering a Refund of Taxes/Fees/Assessments Paid by Vandeguchet Family Trust in the Amount of \$161.89. (Cheryl Green)
- d. Resolution 2010-74 Ordering a Refund of Taxes/Fees/Assessments Paid by Shirley J. Pouliot in the amount of \$112.48. (Cheryl Green)
- e. Resolution 2010-75 Ordering a Refund of Taxes/Fees/Assessments Paid by McHugh Mobile Home Park in the amount of \$62.40. (Cheryl Green)
- f. Resolution 2010-76 Ordering a Refund of Taxes/Fees/Assessments Paid by William T. and Bonnie J. Jacklin in the amount of \$50.03. (Cheryl Green)
- g. Resolution 2010-77 Ordering a Refund of Taxes/Fees/Assessments Paid by Virginia Hula in the amount of \$437.66. (Cheryl Green)
- h. Resolution 2010-78 Ordering a Refund of Taxes/Fees/Assessments Paid by Rita M. Gowen in the amount of \$282.59. (Cheryl Green)
- i. Resolution 2010-79 Ordering a Refund of Taxes/Fees/Assessments Paid by Francis D. Shinaly in the amount of \$28.89. (Cheryl Green)
- j. Resolution 2010-80 Ordering a Refund of Taxes/Fees/Assessments Paid by Robert K. and Barbara Kingery in the amount of \$204.93. (Cheryl Green)
- k. Resolution 2010-81 Ordering a Refund of Taxes/Fees/Assessments Paid by Shelli Crawford in the amount of \$215.52. (Cheryl Green)
- l. Task Order 10-07-4-51-013-0 to Lewis and Clark County Unified Government Master Contract Between MT Dept. of Public Health and Human Services and L&C County Health Department to Provide HIV/AIDS Prevention Education Services. Contract Period: July 1, 2005 – June 30, 2012 in the amount of \$51,679. (Melanie Reynolds)
- m. Task Order 10-07-4-31-024-0 to Lewis and Clark County Unified Government Master Contract Between MT Dept. of Public Health and Human Services and L&C County Health Department to Continue Work Under Montana's Immunization Action Plan to Improve Immunization Levels of Children and Youth. Contact Period: July 1, 2005 – June 30, 2012, in the amount of \$21,937.

- n. Independent Contractor Contract Between Lewis and Clark County and Allen D. Smith to Complete and Perform Services at Specific Project Locations Throughout Lewis & Clark, Jefferson and Broadwater Counties Through the Tri-County SafeFire Working Group Wildland Fuel Mitigation Program. (Pat McKelvey)
- o. Agreement to Buy and Sell Real Property Between Lewis and Clark County and J. Mayo Ashley and J.C. Weingartner, Tenants in Common. (Katie Jerstad)
- p. Contract and Encroachment Agreement with Jennifer S. Gerondale. Eave from Constructed Garage Encroaching 6 Inches into Right-of-Way for Distance of 30 Feet. Property known as Lot 5 of Block 7, Skyview Subdivision, Phase II. (Christal Ness)
- q. One-Year Extension of Preliminary Plat Approval for South Forestvale II Major Subdivision. (Michael McHugh)
- r. Resolution 2010-82 Declaring County Property Surplus Property. (Amy Reeves)

CAO Bryson reported on the consent action items and recommended approval.

Item 'q' was pulled for discussion. Commissioner Brown requested a status report for the subdivision. Mr. McHugh provided an update.

No public comments were received.

Commissioner Hunthausen moved approval of the consent agenda and authorized the Chairman to sign. Commissioner Brown seconded the motion. The motion carried 3-0.

Subdivision Improvements Agreement Amendment Request for Hauser Lake Estates.
(Applicant: Hauser Lake Co.) (Planner: Lindsay Morgan)

Lindsay Morgan presented the staff report. The applicant has requested that the completion date for required improvements be extended to February 3, 2011. An updated bid proposal and a new letter of credit have been submitted. Remaining components to be completed are fire protection, guard rails, and mailboxes.

No public comments were received.

Commissioner Brown moved approval of the extension until February 3, 2011. Commissioner Hunthausen seconded the motion. The motion carried 3-0.

Road Renaming Request for A County Road Located Within Fox Trot Estates.
(Applicant: Jerry and Genevieve Christison) (Planner: Michele Peterson) The Commissioners will consider renaming the county road located within Fox Trot Estates from Fox Trot Way/Fox Trot Court to Fox Trot Drive. The county road is located in the NW ¼ of Section 30, T11N, R2W, P.M.M. Lewis and Clark County, Montana.

Michele Peterson presented the staff report. In order to correct an error filed on the final plat, staff recommended that the Board of County Commissioners approve the resolution officially renaming the road within Fox Trot Estates as Fox Trot Drive.

Jerry Christison had no comments.

No public comments were received.

Commissioner Hunthausen moved approval of the request to officially name the road Fox Trot Drive as recommended by staff and authorized the Chairman to sign. Commissioner Brown seconded the motion. The motion carried 3-0.

Final Approval of Fox Trot Drive Road Change. (Applicant: Jerry and Genevieve Christison) (Planner: Michele Peterson) The Commissioners will consider granting final approval to change portions of Fox Trot Drive. The county road is located in the NW ¼ of Section 30, T11N, R2W, P.M.M. Lewis and Clark County, Montana.

Michele Peterson presented the staff report. The applicant submitted an application for final approval to change portions of Fox Trot Drive. The road change is to move the northern access of Fox Trot Drive onto Lake Helena Drive so that it meets county grade requirements and also to adjust the original cul-de-sac that was located at the northern most point of the road into a hammerhead. This is the final condition of approval to be met. Staff recommended granting final approval of the road change. A new certificate of survey has been certified by an engineer and approved by county public works.

No public comments were received.

Commissioner Brown moved approval to approve final approval of Fox Trot Drive. Commissioner Hunthausen seconded the motion. The motion carried 3-0.

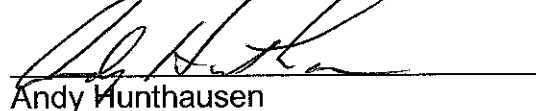
Public comments on any public matter within the jurisdiction of the Commission that is not on the agenda above. None.

There was no other business, the meeting adjourned at 9:13 a.m.


LEWIS AND CLARK COUNTY
BOARD OF COMMISSIONERS


Michael A. Murray, Chairman


Derek Brown


Andy Hunthausen

ATTEST:


Paulette DeHart, Clerk of the Board